



MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

Regular Meeting
December 6, 2016

9:00 AM Meeting Called to Order by Vice-Chairman Corless.

*Supervisors Present: Alpers, Corless, Fesko, and Johnston.
Supervisors Absent: Stump.*

*Break: 10:37 a.m.
Reconvene: 10:54 a.m.
Closed Session: 11:55 a.m.
Reconvene: 1:15 p.m.
Adjourn: 2:01 p.m.*

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link:
<http://www.monocounty.ca.gov/meetings>

Technical difficulties were experienced during this meeting. Please contact the Clerk's office if you wish to review an audio recording.

Pledge of Allegiance led by Supervisor Alpers.

1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Eric Swab:

- Read from a prepared statement concerning the Health and Safety of the Lone Pine Paiute-Shoshone Reservation and the Owens Valley Indian Housing Authority, available in Additional Documents on the County website.

2. APPROVAL OF MINUTES

A. Board Minutes

Departments: Clerk of the Board

Approve minutes of the Regular Meeting held on October 18, 2016, as corrected.

Alpers moved; Fesko seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-236

3. RECOGNITIONS - NONE

4. BOARD MEMBER REPORTS

Supervisor Alpers:

- No report, leaving for RCRC right after BOS meeting with Supervisor Corless. Thank you to Supervisor Johnston for being at the CAC meeting tonight.

Supervisor Corless:

- Great Thanksgiving holiday in Mammoth—and turkey trot, thanks to Mammoth Track Club and Mammoth Lakes Recreation for the event that attracted almost 200 trotters of all ages.
- Constituent concern regarding changes in Eastern Sierra Transit Service in District 5. Namely—the “Gray Line” route, servicing Old Mammoth Road from Snowcreek Athletic Club to Red Fir Rd, is ending on December 17. At the 11/2 council meeting, the service change was presented as adding service to Meridian Blvd—no mention in the agenda item of ending the Gray Line. Many schoolchildren use this service to get to school, so I want to urge ESTA and the town to work with Mammoth Unified to monitor the situation and make sure kids in Old Mammoth have safe transportation to school, and to track resident concerns regarding the end of bus service to the area.
- State Assoc. of Counties Conference in Palm Springs—as always, information sessions on issues affecting the county, including public safety, transportation funding, marijuana regulation, housing and Women’s Leadership Forum how to work effectively with the state legislature.
- 12/5 Behavioral Health Advisory Board—discussion of Davison House project and outreach, we are putting together a q and a to get preliminary information out to the public about the project and to address concerns.

Supervisor Fesko:

- 9-20 Having spent 12 days in Tennessee and much of the Nashville, Chattanooga, Knoxville and Pigeon Forge areas, and seeing the destruction that multiple fires are having in these areas, I would ask that we adjourn today’s meeting in memory of those that lost their homes, belongings and in some cases their lives.
- I would like to Thank Tony Dublino for putting together an information sheet on the States Plastic Bag law. Also note that I asked Tony to verify whether or not the bags themselves are taxable and after research, he found that they are not. He will be updating the Info Sheet. Thanks Tony!
- Oakland fire – A tragic fire took the lives of many in the Oakland fire. I would ask that we take a moment of silence in memory of these people.

Supervisor Johnston:

- Attended the Mammoth Lakes Housing meeting last night. We continue to discuss the housing issues in the Mammoth Lakes area and in particular, the Shady Rest affordable housing site. There will be a meeting this afternoon with the Town's consultant regarding how best to

address the issue.

- Also attended the CSAC annual meeting. We had good representation from Supervisors-elect Gardner and Peters, and Supervisor Corless and CAO Chapman. I attended several policy committee meetings (passed out copies of the agenda packets for each to Supervisors). Also attended the Board of Directors meeting (also passed out the Board Packet). Noted newly elected CSAC Board members and that Mono County will be an Alternate on the Executive Committee.

5. COUNTY ADMINISTRATIVE OFFICE

Leslie Chapman:

- No report this week.

6. DEPARTMENT/COMMISSION REPORTS

None.

7. CONSENT AGENDA

Supervisor Johnston pulled item F

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

A. Resolution Designating Applicant's Agent for Hazard Mitigation Grant Program Funding

Departments: Community Development Department

Proposed resolution designating applicant's agent for the Hazard Mitigation Grant Program and Pre-Disaster Mitigation Program funding.

Action: Adopt proposed resolution #R16-83, designating applicant's agent for the Hazard Mitigation Grant Program and Pre-Disaster Mitigation Program funding.
Provide any desired direction to staff.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

R16-83

B. Treasury Transaction Report

Departments: Finance

Treasury Transaction Report for the month ending 10/31/2016

Action: Approve the Treasury Transaction Report for the month ending 10/31/2016

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-237

C. Agreement with Orange County for Autopsy Services

Departments: Sheriff-Coroner

Proposed contract with Orange County pertaining to Autopsy Services, which Orange County has historically provided.

Action: Approve County entry into proposed contract with Orange County pertaining to Autopsy Services and authorize Chair of the Board of Supervisors to execute said contract on behalf of the County.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-238

D. Employment Contract for Lynda Salcido, Public Health/EMS Director

Departments: Human Resources

Proposed resolution approving a contract with Lynda Salcido as Public Health/EMS Director, and prescribing the compensation, appointment and conditions of said employment.

Action: Approve Resolution #R16-84, approving a contract with Lynda Salcido as Public Health/EMS Director, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

R16-84

E. Appointments in Lieu of Election

Departments: Clerk of the Board

Appointment of Directors of Special Districts In Lieu of Election. The following Special Districts have vacancies to be filled: Mono City Fire Protection District (2), Paradise Fire Protection District (1), White Mountain Fire Protection District (2), Lee Vining Public Utility District (3), Birchim Community Services District (2), and Hilton Creek Community Services District (2). These Special Districts have submitted names for appointment/reappointment, as outlined in the staff report. These terms will all expire on 11/30/2020. The Board of Supervisors is the governing body under Elections Code Section 10515 to make these appointments.

Action: Appoint Jack Shipley and Barbara Wanner to Mono City Fire Protection District, Craig Williams to Paradise Fire Protection District, Chris Carter and Jarret Phillips to White Mountain Fire Protection District, Paul McFarland and Tim Banta to Lee Vining Public Utility District, Patti Hazard and Steve Toups to Birchim Community Services District, and Windsor Czeschin and Steve Shipley to Hilton Creek Community Services District, to fill various special district board vacancies.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump
M16-239

F. Authority To Hire Planning Analyst At Step B

Departments: Community Development

Request for Authority to hire Planning Analyst at Step B (64).

Action: Grant Community Development Director authority to fill Planning Analyst position at Step B (64).

Johnston moved; Fesko seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-240

Supervisor Johnston:

- Is in favor, but looks like there's a conflict between the staff report and job description title.

8. CORRESPONDENCE RECEIVED

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

A. Letter from Jeanne Oakshott

Departments: Clerk of the Board

Correspondence received by the Board of Supervisors from Jeanne Oakshott regarding Election Day and concerns for the communities.

B. Letter from Mono County Staff to the Community Addressing Concerns About the Election Outcome

Departments: Clerk of the Board

Correspondence prepared by County staff to our community regarding election day concerns for the communities.

Leslie Chapman:

- This is an open letter to the community. We've heard concerns from community members; staff got together and compiled a list of concerns.

Robin Roberts:

- Will translate into Spanish and publish in papers

Lynda Salcido:

- One group to be reached are county employees needing to know how to respond to clients. Need to answer people who are frightened.
- Not everyone has a computer, but clients can be reached through radio, newspapers, etc.
- Took our lead from other counties. Majority of counties did something like this

General Board Discussion on methods to reach the majority of the community:

Social media

Partnering agencies
RPACs
Churches
Schools
Libraries
County employees
Post offices
Newspapers, including Sierra Scoop
Chambers of Commerce
Mono County mailing lists
Radio
Senior centers

Discussion of edits for letter:

Sheriff Braun:

- To clarify her office's position regarding immigration, they will not change the current process. Will abide by Truth and Trust Act. Wants people to trust the office and come to them when they are the victim of a crime without fear of immigration enforcement.
- We enforce laws on the books, but our role is not to ask for legal papers

Robin Roberts:

- There are numerous concerns about Affordable Care, birth control, housing; everyone has their own set of concerns. Potential for significant changes. She and her colleagues are all paying attention, the BOS and CAO putting out a letter is tremendously meaningful to our citizens.
- Yesterday the Behavioral Health Advisory Committee met, hopes there will be a central meeting for what comes next. The BHAC is willing to facilitate those meetings. If people have concerns or ideas, please email her.

Supervisor Alpers:

- Feels this will be helpful in making citizens feel safe to come to the county with concerns. County government is an outlet to have community voices heard.

Supervisor Corless:

- Thanks to staff members and members of community that encouraged the county to produce this document to make our citizens feel safe.

Board Consensus for changes to letter.

C. Correspondence from the Center for Biological Diversity

Departments: Clerk of the Board

Correspondence received by the Board of Supervisors from the Center for Biological Diversity regarding a Request for Notice Regarding Conway Ranch Actions.

Supervisor Corless:

- Recognizing the concern for wildlife in our county planning, acknowledge that sustaining our environment is in our strategic plan.

D. Letter from Inyo County re: Critical Habitat of Sierra Nevada Frogs

Departments: Clerk of the Board

Correspondence from the Inyo County Board of Supervisors to the U.S. Department of the Interior regarding the designation of critical habitat for the Sierra Nevada Yellow-Legged Frog, the Northern Distinct population segment of the Mountain Yellow-Legged Frog, and the Yosemite Toad. Mono County was cc'd on this correspondence.

9. REGULAR AGENDA - MORNING

A. Mammoth Lakes Tourism Marketing Campaign Highlights

Departments: Economic Development

(John Urdi, Executive Director, Mammoth Lakes Tourism) - Presentation by Mammoth Lakes Tourism regarding an overview of their marketing initiatives, including promotional videos.

Action: None (informational only). Provide any desired direction to staff.

John Urdi:

- Went through his Power Point.
- A special thank you to Tim Alpers from Mammoth Lakes Tourism Presentation to Tim Alpers for his work with fishing and Alpers Trout.

B. Public Works Engineering Division Restructure

Departments: Public Works

(Garrett Higerd) - The structure and position titles for the 5-member Public Works Engineering Division have been adjusted over the past ten years due to staff attrition and budget constraints. The proposed restructure addresses allocated positions, career pathways, and Engineering Division structure to meet the current needs of the department.

Action: Approve proposed restructure of the Public Works Department – Engineering Division by adopting proposed resolution #R16-85, Authorizing the County Administrative Officer to amend the County List of Allocated Positions to change an Associate Engineer III to Senior Engineer and change a vacant Engineering Technician III to Associate Engineer I in the Public Works Department.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

R16-85

Garrett Higerd:

- Went through his staff report and attachments to the agenda item for the Board
- Slight changes from last time, wants to create a road map for engineering employees. In order to get closer to the strategic plan, we need more of a ladder for employees for potential within the dept. Wants employees to be motivated, be positive, and know their efforts are recognized.
- “Public work” is a definition, when you’re doing a public work project, prevailing wage must be paid.

Supervisor Fesko:

- Thinks everyone knows Public Works is understaffed.
- Wants clarification on what's being asked. What positions would change. Where the increases in salaries are coming from, why leaving one position vacant.

Supervisor Johnston:

- In favor, feels Garrett laid out a good argument for this as a way for the engineering division to get their work done. Would like to see good positioning come out of this.

Supervisor Corless:

- Supports as a part of a bigger restructure effort done earlier this year. Feels it's a way for the Board to support the goals set earlier.

Janet Dutcher:

- This is the beginning of the restructure from 6 months ago. \$30k is only 4% of the Department's total budget; will be rolled up into higher rates for the work the department is doing for others.

Leslie Chapman:

- Other departments are watching to see how to move forward. In the last 7 or 8 years, many people have moved on and not been replaced. This department provides a tremendous amount of support,. Trying to step back and look at the structure in each department and how to replace positions.

C. Review and Declaration of Election Results

Departments: Elections

(Leslie Chapman) - Presentation of certified election results.

Action: Declare elected to office the candidates who received the highest number of votes in each contest of the Primary Election. Declare the results of each measure voted on at the election.

Leslie Chapman:

- Bob Musil will not be with us anymore after Friday. Any questions she can't answer she can bring back in the afternoon.
- Went through the staff report. Explained what a canvass means, what ballots were counted.
- Three glitches in the packet. JL PUD
 - All mail ballot glitch; software company resolved, recounted.
 - Hand count of 1% of vote, Bridgeport was counted, count was good.
 - Concluded that results in packet are valid.
 - Explained the hand count
- Suggested to approve a recount for the purposes of the PUD and have citizens observe. It will cost staff time.

PUBLIC COMMENT:

Dorothy Burdette:

- Not confident in whole process. She has considered a recount. Asked to delay certification. So many issues have gone on, she feels it needs to be looked into. Doesn't have a lot of confidence in the hand count.
- She is making a request for an official recount.

Stacey Simon:

- The basis for waiving a fee would be for a public purpose, to establish public faith in the results. Cannot waive fees without public purpose. Would prepare resolution to that effect.

Supervisor Corless:

- Item will be continued to the afternoon to find answers on elections law and whether to

declare elections results before the recount.

CONTINUED TO AFTERNOON

D. Employment Agreement for Anne M. Larsen as Deputy County Counsel

Departments: County Counsel and Human Resources

(Stacey Simon) - Proposed resolution approving a contract with Anne Larsen as Deputy County Counsel II and prescribing the compensation, appointment and conditions of said employment.

Action: Adopt Resolution #R16-86, approving a contract with Anne Larsen as Deputy County Counsel II and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

Johnston moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

R16-86

Stacey Simon:

- Pleased and honored to introduce Anne as successful candidate for County Counsel.

Anne Larsen:

- Introduced herself; she's happy to be here.

E. Antelope Valley RPAC Member Terms

Departments: Community Development Department

(Gerry Le Francois) - Establishment of terms for the 10 existing Antelope Valley RPAC members

Action: Establish staggered terms, expiring December 31, 2018, or December 31, 2020, for the 10 existing Antelope Valley RPAC members, as more specifically described in the staff report.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-241

Gerry LeFrancois:

- In order to conform to Board's revisions to RPAC guidelines, these members agreed to either a 2 or 4 year term.

F. Two Appointments to the Antelope Valley RPAC

Departments: Community Development Department

(Gerry Le Francois) - Consider the appointments of Patti Hamic-Christensen and Charles Brown to the Antelope Valley RPAC

Action: Appoint Patti Hamic-Christensen and Charles Brown to the Antelope Valley RPAC for terms ending December 31, 2018.

Fesko moved; Alpers seconded

Vote: 4 yes; 0 no; Absent: Stump
M16-242

Gerry LeFrancois:

- Two recommended appointments. This will round out the RPAC to the full 15 members. Both Supervisor Fesko and Supervisor-Elect Peters have been approached with regard to this.

Supervisor Fesko:

- Each person brings something unique to this RPAC. Sometimes things can be political, but as with someone with a genuine desire to serve, politics should not come into play. May see some new vacancies in the next year or so.

John Peters:

- He has spoken with one of the recommended appointees. Can't see any reason to not appoint these two. He has also spoken with Gerry about it.

G. June Lake Citizens Advisory Committee Appointment

Departments: Community Development and Board of Supervisors

(Scott Burns) - June Lake Citizens Advisory Committee (CAC) member appointment.

Action: Appoint Jora Fogg to the June Lake CAC, as recommended by Supervisor Alpers.

Alpers moved; Johnston seconded

Vote: 4 yes; 0 no; Absent: Stump

M16-243

Supervisor Alpers:

- Please that someone of Jora's caliber is going to be on this committee.

Bob Gardner:

- Supports

Dorothy Burdette:

- Supports

10. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

11. CLOSED SESSION at 11:48

A. Closed Session--Human Resources

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, and Dave Butters. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's

Management Association (SO Mgmt). Unrepresented employees: All.

B. Closed Session - Exposure to Litigation

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9. Number of potential cases: Two.

C. Closed Session - Existing Litigation

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: Desert Survivors, et al. v. United States Department of Interior, et al. (Case No. 3:16-cv-01165-JCS).

D. Closed Session - Public Employment

PUBLIC EMPLOYMENT. Government Code section 54957. Title: Assistant County Clerk/Recorder.

E. Closed Session - Public Employment - Addendum

PUBLIC EMPLOYMENT. Government Code section 54957. Title: County Clerk/Recorder.

**THE AFTERNOON SESSION WILL RECONVENE NO EARLIER THAN 1:00 P.M.
Reconvened at 1:15 p.m.**

NOTHING TO REPORT OUT OF CLOSED SESSION

12.

13. REGULAR AGENDA - AFTERNOON

A. Presentation by Sierra Life Flight re: Change of Ownership

Departments: Clerk of the Board

(Mike Patterson, Program Director) - Presentation by Mike Patterson of Sierra Life Flight regarding the change of ownership of the company and the minimal operational impacts to Mono County. This item has been sponsored by Supervisor Stump.

Lisa Bennett, Chief Flight Nurse, and Mike Patterson, Program Director:

- Being purchased by REACH Air Medical out of Santa Rosa. Presented a new option for \$65/year per household, any services would be covered. Also looking at a fleet upgrade, 2 new aircraft coming in the next two years.
- Purchase agreement has been signed, currently working through the transition. Looking at January 15 for transfer. EMS Department and Mammoth Hospital have also been notified.

Supervisor Fesko:

- Asked for clarification on the reciprocity of using another company for care flight services

Supervisor Corless:

- Time frame for transfer?

Continuation of Review and Declaration of Election Results

Departments: Elections

(Leslie Chapman) - Presentation of certified election results.

Action: Declare elected to office the candidates who received the highest number of votes in each contest of the Primary Election. Declare the results of each measure voted on at the election.

Leslie Chapman:

- Question we left off with is can the board declare the election results if there is a recount? The Board has no deadline for the declaration. We can do the recount on Monday, just waiting to hear back from observers. We can put the item back on for next Tuesday. What's important is the certification that goes to the Secretary of State by Friday. If the recount changes anything, we can do an amendment to the State. Recount is only for the June Lake PUD.

Board consensus.

Back into closed session at 1:31 p.m.

ADJOURN at 2:01 p.m.

ATTEST

STACY CORLESS
VICE-CHAIRMAN OF THE BOARD

HELEN NUNN
SR. DEPUTY CLERK OF THE BOARD